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APPLICATION NO.	F	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/812,814	•	03/21/2001	Takashi Yugami	826.1716	1934	
21171	7590	02/14/2005		EXAMINER		
STAAS & 1	HALSE	Y LLP	GART, MATTHEW S			
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WASHINGTON, DC 20005				3625		
				DATE MAILED: 02/14/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

 1. □ The reply was filed after a final rejection, but prior to filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 4.1.31, or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following reploids: a) ☑ The period for reply expires 3 months from the mailing date of the final rejection. b) □ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, chack either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TM MONTHS OF THE FINAL REJECTION. See MPEP 705.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of expiration and the corresponding amount of the fee. The appropriate extension fee under 3 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action, or (2) as set flower. CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action, or (2) as set flower. CFR 1.17(a) is calculated from: (1) the expiration date of the final rejection, and the period of the final rejection, even if timely filed, may reduce any examed patent term adjustment. See 37 CFR 1.06(b). CFR 1.17(a) is calculated from: (1) the expiration				, m
Before the Filing of an Appeal Brief Examiner Matthew's Gart Examiner Matthew's Gart Examiner Matthew's Gart REPLY FILED 19 January 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. The reply was filed after a final rejection, but prior to filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the follow time periods: 3 The period for reply expires 3_months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TO MONTHS OF THE FINAL REJECTION S. Des MEPE 708.07(b). Extensions of time may be obtained under 37 CFR 1.138(a). The date on which the petition under 37 CFR 1.138(a) and the appropriate extension fee has been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee what been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 30 CFR 1.138(a) and the period of extension and the corresponding amount of the fee. The appropriate extension fee under 30 CFR 1.138(a) and been filed, any reduce any earned patent term adjustment. See 37 CFR 1.04(b). MONTHS OF THE FINAL PREPEAL Compared to the file of the file of the file of the shortened statutory period for reply originally set in the final office action; or (2) as set forth in MONTHS or 1.338(a) and the period of the shortened statutory period of the shortened statutory been set of the file of the file of		Application No.	Applicant(s)	<i>N</i> /
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The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 19 January 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. I. The reply was filed after a final rejection, but prior to filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following replies: (1) the periods: a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires 3. months from the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In event, however, with the statutory period for reply expires and the mask McNTHS from the mailing date of the final rejection, whichever is later. In event, however, with the statutory period for reply expires and the mask McNTHS from the mailing date of the final rejection, whichever is later. In event, however, with the statutory period for the mask McNTHS from the mailing date of the final rejection, whichever is later. In the limit of the mailing date of the final rejection with the period with the final rejection, even if timely filed, may reduce any example and the mailing adult the period for the final rejection, even if timely filed, may reduce any example and the period of the final rejection of the high the period of the period with the period with the period with the final rejecti	the Filing of an Appeal Brief	Examiner	Art Unit	
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Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TO MONTHS OF THE FIRNAL REJECTION. See MEPS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee has been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee has been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee has been filed is the date for file of the filed of the filed of the filed of filed above, it checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). MOTICE OF APPEAL 2. The reply was filed after the date of filing a Notice of Appeal, but prior to the date of filing an appeal brief. The Notice of Appeal (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS AMENDMENTS AMENDMENTS They raise new issues that would require further consideration and/or search (see NOTE below); (b) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues appeal; and/or (d) They present additional claims without cancelling a corresponding number of finally rejected claims. NOTE: See Continuation Sheef. (See 37 CFR 1.116 and 41.33(a)). (d) The proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment (PTOL-32: 5). Applicants reply has overcome the following rejection(s): Claim(s) allowed: Claim(s) as foliowed: Claim(s) as	eriod for reply expires on: (1) the mailing date of this Advis	sory Action, or (2) the date set forth in the		er is later. In no
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was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)). 4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-32-5). Applicant's reply has overcome the following rejection(s): 6. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment cancell the non-allowable claim(s). 7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed:	late for purposes of determining the period of extension an alculated from: (1) the expiration date of the shortened stat l. Any reply received by the Office later than three months m adjustment. See 37 CFR 1.704(b).	d the corresponding amount of the fee. utory period for reply originally set in the	The appropriate extension final Office action; or (2)	on fee under 37 as set forth in (b)
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Claim(s) rejected: Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will <u>not</u> be enter because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessar and was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER	oses of appeal, the proposed amendment(s): a) [new or amended claims would be rejected is prov us of the claim(s) is (or will be) as follows:		ill be entered and an	explanation of
Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE 8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will <u>not</u> be enter because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessar and was not earlier presented. See 37 CFR 1.116(e). 9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER	objected to:	•		
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REQUEST FOR RECONSIDERATION/OTHER	pecause the affidavit or other evidence failed to ova a good and sufficient reasons why it is necessary	vercome <u>all</u> rejections under apper y and was not earlier presented. S	al and/or appellant fa See 37 CFR 41.33(d)	ails to provide a (1).
11 M The request for reconsideration has been considered but does NOT place the application in condition for allowance because	R RECONSIDERATION/OTHER		·	
The attoreny's arguments are not persuasive.	oreny's arguments are not persuasive.			ance because:
12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s).				
13. Other: Active A. Smith Primary Examiner	_ ·			

¹Continuation of 3. NOTE: The proposed amendment further limits all of the independent claims, and would require further consideration.